

**ORDINANCE 2006-10**

**AN ORDINANCE AMENDING ORDINANCE 2006-1 RELATING TO THE IMPOSITION OF A COUNTY LICENSE FOR OFF-SITE WASTE MANAGEMENT FACILITIES SO AS TO HARMONIZE THE ORDINANCE DEFINITION WITH KRS 68.178**

WHEREAS, the governing body of Hopkins County, the Hopkins County Fiscal Court, desires to amend Ordinance 2006-1 to better harmonize the Ordinance definitions with KRS 68.178;

BE IT ORDAINED BY THE FISCAL COURT OF HOPKINS COUNTY that Ordinance 2006-1 be amended as follows:

1. Amend Paragraph 4 of Section One: Definitions for "Off Site Waste Management Facility" to read:

"Off-Site Waste Management Facility" means any facility established and operated for principal purpose of waste treatment, storage, or disposal, or a combination of these activities, but shall not include those treatment, storage, or disposal activities which occur incidental to or which are not otherwise distinguishable from a broader manufacturing operation at the site of said operation.

2. Amend Section 3 to add a new sentence after existing Paragraph 2 to read:

Commencing January 31, 2006, every person who owns or operates a Solid Waste Landfill located within the county shall pay a license fee equal to 5% in Gross Receipts of such Solid Waste Landfill. Special wastes, as defined in KRS 224.50-760, except for waste from sanitary wastewater treatment facilities, shall be exempt from the calculation of Gross Receipts under this paragraph.

This ordinance shall take effect and may be enforced upon second reading and publication.

Upon motion of Magistrate Rogers and seconded by Magistrate Riggs the ordinance as first read was approved. Whereupon the vote was called, and on roll call, the Ordinance was adopted.

Magistrate Karol Welch  
Magistrate Coletta Wheeler

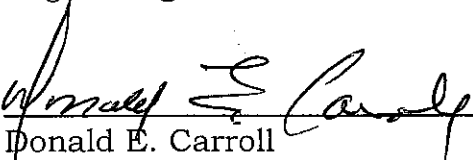
No  
Pass/Abstain

Magistrate Tim Riggs	<u>Yes</u>
Magistrate Larry Wilson	<u>Yes</u>
Magistrate Larry Rogers	<u>Yes</u>
Magistrate Mike Duncan	<u>Yes</u>
Magistrate Jon Garrett	<u>Yes</u>
Judge/Executive Hawkins	<u>Yes</u>

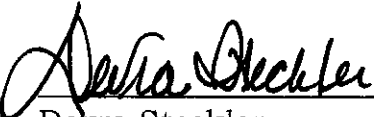
Upon second reading of the Ordinance, it was moved by Magistrate Larry Rogers and second by Magistrate Tim Riggs that the Ordinance, upon second reading on the 4<sup>th</sup> day of January, 2007, be duly adopted. Whereupon the vote was called and on roll call, the vote stood:

Magistrate Karol Welch	<u>No</u>
Magistrate William Groves	<u>Yes</u>
Magistrate Tim Riggs	<u>Yes</u>
Magistrate Larry Wilson	<u>Yes</u>
Magistrate Larry Rogers	<u>Yes</u>
Magistrate Mike Duncan	<u>Yes</u>
Magistrate Wesley Lynn	<u>Yes</u>
Judge Executive Donald E. Carroll	<u>Yes</u>

Whereupon, Hopkins County Judge/Executive Donald E. Carroll declared this ordinance adopted on its second reading, affixing his signature and the date thereto, and declared that the same be recorded.

  
Donald E. Carroll  
Hopkins County Judge Executive

Attest:

  
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Devra Steckler  
Hopkins County Clerk